

**PATENT**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.	:	10/791,179	CONFIRMATION No.: 3195
Applicant	:	SAYET, Peter H.	
Filed	:	March 2, 2004	
TC/A.U.	:	3738	
Examiner	:	SWEET, Thomas	
Docket No.	:	7047-2	
Customer No.	:	30448	
Title	:	A System, System Devices, And Methods For Regulating Nutrient Absorption And Caloric Intake	

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the reference cited on the accompanying form PTO/SB/08A is hereby brought to the attention of the Examiner for independent evaluation. The reference submitted herewith was first cited in the International Search Report of the corresponding PCT Application. A copy of the International Search Report is enclosed herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. Applicant submits that the present application is patentable over these references.

Applicant respectfully requests that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of form PTO/SB/08A be returned in accordance with MPEP §609.

Certification

Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Accordingly, no fees are believed to be due; however, the undersigned counsel authorizes the U.S. Patent and Trademark Office to charge Deposit Account No. 50-0951 for any necessary fees.

Respectfully submitted,

**AKERMAN SENTERFITT**

Dated: September 29, 2006

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1
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**Complete if Known**

Application Number	10/791,179
Filing Date	March 2, 2004
First Named Inventor	SAYET, Peter H.
Art Unit	3738
Examiner Name	SWEET, Thomas
Attorney Docket Number	7047-2

## U. S. PATENT DOCUMENTS

[illegible]

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant: Passages Or Relevant Figures Appear	Page
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		WO 03/094785	11-20-2003	EGAN, Thomas		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Applicant's unique citation designation number (optional). \*2 See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \*3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3). \*4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST 16 if possible. \*6 Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is guaranteed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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